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BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appellant : ISTVAN SIMON
Serial No.: 09/136,820
Filed : August 19, 1998
For : LIQUID POWER MACHINE

Docket No.: 98-370

Examiner : N.Ponomorenko

Art Unit : 2834

900 Chapel Street
Suite 1201
New Haven, CT 06510-2802

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#28/Reply
Brief
P. Evans
9.7.02

REPLY BRIEF

Hon. Commissioner of Patent & Trademark
United States Patent & Trademark Office
Washington, DC 20231

Dear Sir:

In response to Paragraph 11 of the Examiner's Answer, Appellant asserts that the Examiner has not at all addressed that portion of the specification which clearly sets forth an external energy input means (water from a flowing water force). See paragraph bridging Pages 12 and 13 of the instant specification. This external energy input into the system which also includes the cascading features noted by the Examiner belies the Examiner's position regarding "perpetual motion machine". The Examiner cannot ignore what is clearly set forth in the specification as an external energy force.

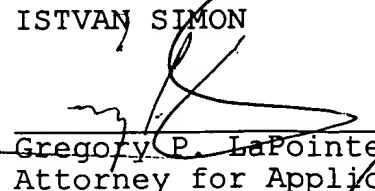
In light of the foregoing the Examiner's rejection is in error and should be withdrawn.

If any fees are required in connection with this case, it is respectfully requested that they be charged to Deposit Account No. 02-0184.

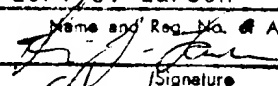
Respectfully submitted,

ISTVAN SIMON

By


Gregory P. LaPointe
Attorney for Applicant
Reg. No. 28,395
Tel: (203) 777-6628
Fax: (203) 865-0297

Date: August 21, 2002

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D. C. 20231 on August 21, 2002
(Date of Deposit)
Lori J. Larson
Name and Reg. No. of Attorney

Signature
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